

012704

15392 U.S. PTO

22890 U.S. PTO  
10/766111

012704

**UTILITY  
PATENT APPLICATION  
TRANSMITTAL**

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No.

1423-045

First Inventor

Dennis L. Schultze

Title

Soybean Cultivar 0509235

☒ Assignee Information: Mertec LLC**APPLICATION ELEMENTS**

See MPEP chapter 600 concerning utility patent application contents.

ADDRESS TO: **Assistant Commissioner of Patents  
Box Patent Application  
Washington, D.C. 20231**

1. ☒ Fee Transmittal Form  
(Submit an original, and a duplicate for fee processing)
2. ☐ Applicant claims small entity status.
3. ☒ Specification Total pages [37]  
(preferred arrangement set forth below)
- Descriptive title of the invention
  - Cross references to Related Applications
  - Statement Regarding Fed sponsored R&D
  - Reference to sequence listing, a table or a computer program listing appendix
  - Background of the Invention
  - Brief Summary of the Invention
  - Brief Description of the Drawings
  - Detailed Description
  - Claims
  - Abstract of the Disclosure
4. ☐ Drawing(s) (35 USC 113) (Total Sheets) [ ]
5. ☒ Oath or Declaration (Total Pages) [1]
- a. ☒ Newly executed (original or copy)
- b. ☐ Copy from a prior application  
(37 CFR 1.63(d))  
(for continuation/divisional with Box 17 completed)  
**[Note Box 5 below]**
- i. ☐ **DELETION OF INVENTOR(S)**  
Signed statement attached deleting  
inventor(s) named in the prior application,
6. ☒ Application Data Sheet.

7. ☐ CD-ROM or CD-R in duplicate, large table  
or Computer Program
8. Nucleotide and/or Amino Acid Sequence Submission
- a. ☐ Computer Readable Form (CRF)
- b. Specification Sequence Listing on:
- i. ☐ CD-ROM or CD-R (2 copies); or
- ii. ☐ paper
- c. ☐ Statement verifying identity of above copies

**ACCOMPANYING APPLICATION PARTS**

9. ☒ Assignment Papers (cover sheet & document(s))
10. ☐ 37 CFR 3.73(b) Statement  
(when there is an assignee)
- ☐ Power of Attorney
11. ☐ English Translation Document (if applicable)
12. ☐ Information Disclosure Statement /PTO 1449
- ☐ Copies of IDS Citations
13. ☐ Preliminary Amendment
14. ☒ Return Receipt Postcard (MPEP 503)  
(Should be specifically itemized)
15. ☐ Certified Copy of Priority Document(s).
16. ☐ Request and Certification under 35 U.S.C.  
122(b)(2)(B)(i).
17. ☒ Other: Certificate of Express Mailing by Label  
EV207753164US

17. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information below or in an  
application Data Sheet under 37 CFR 1.76::

☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No.:

Prior application information: Examiner \_\_\_\_\_ Group/Art Unit \_\_\_\_\_

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied  
under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by  
reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

☒ Customer Number or Bar Code Label **32905**

Address

Jondle & Associates, PC  
Suite 200, E. Mineral Circle

City

Centennial

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CO.

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80112

Country

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Telephone

303-799-6444

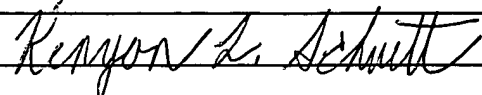
Fax

303-799-6898

Name

Kenyon L. Schuett

Signature



Date January 27, 2004

15992 U.S. PTO  
012704

**FEE TRANSMITTAL  
for FY 2003  
(Large Entity)**

Complete if Known

Application Number	10/
Filing Date	
First Named Inventor	Dennis L. SCHULTZE
Examiner Name	
Group Art Unit	

Total Amount of Payment	\$1058.00	Attorney Docket Number	1423-045
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**METHOD OF PAYMENT** (check one)

1. ☒ The Commissioner is hereby authorized to charge additional fees and credit any overpayment to Deposit Account Number 50-2368 in the name of Jondle & Associates P.C.
- ☒ Charge any Additional Fee Required Under 37 CFR 1.16 and 1.17
- ☐ Applicant claims small entity status
2. ☒ Payment Enclosed
- ☒ Check
- ☐ Credit Card

**FEE CALCULATION** (continued)

**3. ADDITIONAL FEES**

Fee Code	Fee Paid	Fee Description	Fee Paid
1051	130	Surcharge - late filing fee or oath	[ ]
1052	50	Surcharge - late provisional filing fee or cover sheet	[ ]
1053	130	Non-English specification	[ ]
1812	2,520	For filing a request for reexamination	[ ]
1804	920	Requesting publication of SIR prior to Examiner action	[ ]
1805	1,840*	Requesting publication of SIR after Examiner action	[ ]
1251	110	Extension for reply within first month	[ ]
1252	420	Extension for reply within second month	[ ]
1253	950	Extension for reply within third month	[ ]
1254	1,480	Extension for reply within fourth month	[ ]
1255	2,010	Extension for reply within fifth month	[ ]
1401	330	Notice of Appeal	[ ]
1402	330	Filing a brief in support of an appeal	[ ]
1403	290	Request for Oral Hearing	[ ]
1451	1,510	Petition to institute a public use proceeding	[ ]
1452	110	Petition to revive -unavoidable	[ ]
1453	1,330	Petition to revive - unintentional	[ ]
1501	1,330	Utility issue fee (or reissue)	[ ]
1502	480	Design issue fee	[ ]
1503	640	Plant issue fee	[ ]
1460	130	Petitions to the Commissioner	[ ]
1807	50	Processing fee under 37 CFR 1.17(q)	[ ]
1806	180	Submission of Information Disclosure Statement	[ ]
8021	40	Recording each patent assignment per property (times number of properties)	[40.00]
1809	770	Filing a submission after final rejection (37 CFR .129(a))	[ ]
1810	770	For each additional invention to be examined (37 CFR 1.129(b))	[ ]
1801	770	Request for Continued Examination (RCE)	[ ]
1802	900	Request for expedited examination of a design application	[ ]
1504	300	Publication fee for early, voluntary, or normal publication	[ ]
1505	300	Publication fee for republication	[ ]
1455	200	Filing application for patent term adjustment	[ ]
1456	400	Request for reinstatement of term reduced	[ ]
1814	110	Statutory Disclaimer	[ ]
		Other fee (specify)	[ ]

\* Reduced by Basic Filing Fee Paid **SUBTOTAL \$40**

**FEE CALCULATION**

**1. FILING FEE**

Fee Code	Fee \$	Fee Description	Fee Paid
1001	770	Utility filing fee	[770.00]
1002	340	Design Filing Fee	[ ]
1003	530	Plant Filing Fee	[ ]
1004	770	Reissue Filing Fee	[ ]
1005	160	Provisional Filing Fee	[ ]

**SUBTOTAL \$770.00**

**2. CLAIMS**

Paid	Extra Claims	Fee	Fee
Total Claims [29] - 20** = [9] x		\$18 =	[162]
Independent Claims [4] - 3** = [1] x		86 =	[86]
Multiple Dependent Claims +		290 =	[ ]

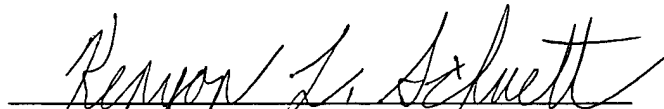
\*\*or number previously paid, if greater;

**SUBTOTAL \$248**

SUBMITTED BY		Complete (if applicable)	
NAME AND REG. NUMBER	Kenyon L. Schuett, Reg. No. 44,324		
SIGNATURE	DATE	January 27, 2004	DEPOSIT ACCOUNT USER ID
<i>Kenyon L. Schuett</i>			

Certificate of Mailing by Express Mail

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail (post office to addressee) in an envelope addressed to: Mail Stop Patent Application, Commissioner for Patents, P. O. Box 1450, Alexandria, Virginia 22313-1450 on this 28th day of January 2004. The number of the Express Mail mailing label is EV207753164US.

  
Kenyon L. Schuett  
Reg. No. 44,324  
January 28, 2004